

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

NICHOLE BEINER,
Plaintiff,

Civil Action No. 24 Civ. 08600

-against-

ANGÉLICHE M. MORENO, Chair of the
State of New York Grievance Committee for
the Second, Eleventh, and Thirteenth Judicial
Districts, in her official capacity; DAVID W.
CHANDLER, Chief Attorney of the State of
New York Grievance Committee for the
Second, Eleventh, and Thirteenth Judicial
Districts, in his official capacity; and HECTOR
D. LaSALLE, Presiding Justice of the Second
Judicial Department of the Appellate Division
of the Supreme Court of the State of New York,
in his official capacity,

Defendants.

DECLARATION OF ZOE SALZMAN, ESQ.

I, ZOE SALZMAN, under penalty of perjury, pursuant to 28 U.S.C. § 1746, declare that
the following is true and correct:

1. I am an attorney licensed to practice law in the State of New York and admitted to
practice in this Court. I am partner at the law firm Emery Celli Brinckerhoff Abady Ward &
Maazel, LLP, lawyers for Nichole Beiner in this case.

2. I submit this declaration in support of Ms. Beiner's opposition to Defendants
Cuomo's motion to stay the proceedings or, in the alternative, dismiss the complaint in the above
captioned matter.

3. In a letter dated September 4, 2024, then-Chair of the New York Grievance
Committee for the Second, Eleventh, and Thirteenth Judicial Districts Andrea Bonina denied Ms.
Beiner access to the letter of admonition that the Committee issued to Professor Maclin and all

materials considered and created during the Committee's investigation of Professor Maclin. This letter was sent to and received by our office.

4. A true and correct copy of this letter denying Ms. Beiner access to the Committee's records is attached to this declaration as Exhibit 1.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York
June 18, 2025

/s/
ZOE SALZMAN

Exhibit 1



ANDREA E. BONINA, ESQ.
CHAIR

STATE OF NEW YORK
GRIEVANCE COMMITTEE FOR THE
SECOND, ELEVENTH AND
THIRTEENTH JUDICIAL DISTRICTS

RENAISSANCE PLAZA
335 ADAMS STREET – SUITE 2400
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LAUREN R. COOPER
CONOR HARTNETT
MICHAEL D'AMBROSIO
STAFF COUNSEL

September 4, 2024

**BY FIRST CLASS MAIL
AND EMAIL**

PERSONAL & CONFIDENTIAL

Hal Lieberman, Esq. & Zoe Salzman, Esq.
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Re: File No. K-458-23

Dear Mr. Lieberman and Ms. Salzman:

This shall acknowledge receipt of your letter dated August 12, 2024, requesting “the Committee provide all the materials considered and created” during the investigation of the above-referenced matter, including a copy of the admonition issued to the subject-attorney, pursuant to *Civil Rights Corps. v. LaSalle*.

The materials you requested were not included in the declaratory relief issued under *Civil Rights Corps. v. LaSalle*, 21-cv-9128, 2024 WL 3496607 (S.D.N.Y. July 22, 2024). That decision, moreover, is presently pending appeal. Accordingly, access to the records and/or proceedings sought by your request is governed by Judiciary Law § 90(10) and, therefore, the matters remain sealed and deemed private and confidential, subject to an unsealing order premised upon a showing of good cause.

Very truly yours,

Andrea E. Bonina
Chair

AEB/md